

## PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
(Attorney Docket No. 11962ROUS02U)

In the Application of:  
Wen Tong Fong et al.

Serial No.: 09/766,267

Filed: January 19, 2001

For: FRAME STRUCTURE FOR  
VARIABLE RATE WIRELESS  
CHANNELS TRANSMITTING  
HIGH SPEED DATA

§ Group Art Unit: 2616  
§ Examiner: Hanh N. Nguyen  
§  
§  
§  
§  
§  
§  
§  
§  
§  
§

<b>CERTIFICATE OF FILING BY FACSIMILE</b> I hereby certify that this correspondence is being filed via Facsimile on September 6, 2006 by transmittal to (571) 273-8300.  /Bruce E. Garlick/ Bruce E. Garlick
--

**RESPONSE TO FIFTH (NON-FINAL) OFFICE ACTION**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby respond to the Non-Final Office Action mailed June 12, 2006. Attached hereto is a terminal disclaimer to U.S. Patent No. 6,917,603 B2 and the necessary petition fee of \$130. Applications respectfully request entry of the amendments made herein, the terminal disclaimer filed herewith, and consideration of the remarks provided herein.